

REMARKS

Status of the Application

Claims 1-6 are all the claims pending in the application. Claims 1-6 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claims 1-6 stand further rejected under 35 U.S.C. § 103(a) as being unpatentable over Nozaki et al. (USP 5,207,029) in view of Nozaki (USP 6,601,346).

By this Amendment, Applicants hereby amend claim 6 in order to correct a typographical error. Entry of the amendment is respectfully requested as the amendment does not change the scope of the claims and does not require further search or consideration.

Claim Rejections - 35 U.S.C. § 112

Claims 1-6 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The Examiner states that the phraseology of the claims is not understood and requests citations to support in the specification for many of the claim elements.

First, the Examiner requests support for “a first protrusion” and requests a citation to support for the claim element. Claim 1 recites “a first protrusion ... is formed in a base portion of the seal lip portion.” Applicants submit support for the first protrusion may be found on page 7, line 25 - page 8, line 3.

Second, the Examiner requests support for “a second protrusion” as recited in claim 2. Applicants submit that page 7, lines 11-17 provide support for the recited “second protrusion.”

Third, the Examiner requests a support citation for “the first protrusion” recited in claim 3. Applicants respectfully refer the Examiner to FIG. 2, element 10 as support for claim 3.

Fourth, the Examiner requests support for “a seal body portion of the seal lip portion” as recited in claim 4. Applicants respectfully direct the Examiner to FIG. 2, element 8 as support for claim 4.

Fifth, the Examiner requests support for “a lip portion extending to the roll sash side is formed on the vehicle interior side of the protrusion directed upward” and “a gap” as recited in claim 5. Applicants respectfully refer the Examiner to element 10 as support for the lip portion. Applicants also refer the Examiner to FIG. 2, elements 2, 3 and 10 as support for the recited gaps. Specifically, FIG. 2 shows a gap between the top of element 10 and element 3, as well as a gap between the bottom of element 10 and element 2.

Sixth, the Examiner requests support for “a first and second recess hollow portion” as recited in claim 6. Applicants direct the Examiner to element 11 as seen in FIG. 2 of the instant invention, as well as the gap shown on the bottom of element 5.

Thus, Applicants respectfully request withdrawal of the rejections over §112, second paragraph.

Claim Rejections - 35 U.S.C. § 103

Claims 1-6 stand further rejected under 35 U.S.C. § 103(a) as being unpatentable over Nozaki et al. (USP 5,207,029) in view of Nozaki (USP 6,601,346).

Claim 1 recites, in part, “a hook portion is vertically arranged only on the vehicle exterior side of the roll sash.” The Examiner alleges that a combination of Nozaki (‘029) and Nozaki (‘346) discloses all of the elements of claim 1. Applicants respectfully disagree.

Nozaki (‘029) discloses a weather strip for an automobile door. FIG. 2 discloses a door sash 10, a first seal 31 and a second seal 32. However, Nozaki (‘029) fails to disclose that the door sash 10 contains a hook portion is vertically arranged *only* on the vehicle exterior side of the door sash. Rather, Nozaki (‘029) discloses that the door sash has a pair of hook portions, one arranged on the vehicle exterior side of the door sash, and one on the vehicle interior side of the door sash. Thus, Nozaki (‘029) fails to disclose this aspect of claim 1.

Nozaki (‘346) also discloses a weather strip. However, Nozaki (‘346) also fails to show a door sash which contains a hook portion arranged *only* on the vehicle exterior side of the door sash. Thus, Nozaki (‘346) fails to cure the deficient disclosure of Nozaki (‘029). Therefore, the proposed combination of Nozaki (‘029) and Nozaki (‘346) fails to disclose all of the elements of claim 1, and claim 1 is patentable over the applied art. Claims 2-6 are patentable over the applied art.

Conclusion

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the

AMENDMENT UNDER 37 C.F.R. § 1.116
Application No.: 10/526,889

Attorney Docket No.: Q86325

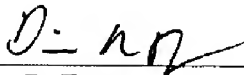
Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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Date: October 22, 2007